

1641 (EN)
Docket No. 62694-A/JPW/AJM/MVM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Hilton A. Salhanick and Joachim Hourihan
Serial No.: 09/915,931 Examiner: D. Davis
Filed : July 26, 2001 Art Unit: 1641
For : METHODS FOR DIAGNOSING THYROID CONDITIONS AND
FOR MONITORING THYROXINE THERAPY

1185 Avenue of the Americas
New York, New York 10036
July 13, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**SECOND SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

Applicants are filing this second supplemental Information Disclosure Statement to supplement the Information Disclosure Statement filed on February 19, 2002, and the supplemental Information Disclosure Statement filed on March 5, 2003 in connection with the subject application.

In accordance with their duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §1.97(c)(1), applicants direct the Examiner's attention to the references which are listed on the attached Form PTO-1449 (**Exhibit A**). Copies of references 2 - 4 are attached hereto as **Exhibits 1 - 3**, respectively.

1. U.S. Patent No. 4,208,187 A, issued June 17, 1990 to Givner;

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2. European Patent Application No. 95305007.7, filed July 18, 1995, European Publication No. EP 0 693 552 A2, published January 24, 1996, on behalf of Johnson & Johnson Clinical Diagnostics, Inc. (**Exhibit 1**);
3. Supplementary Partial European Search Report, issued April 14, 2005, in connection with European Patent Application No. 01955988.9, filed July 26, 2001, on behalf of Biodiagnostics, Inc. (**Exhibit 2**); and
4. Lamberg, B.-A. et al. (1983) "Hyperthyroidism and acromegaly caused by a pituitary TSH- and GH-secreting tumour," *Acta Endocrinologica* 103: 7-14 (**Exhibit 3**).

European Patent Application No. 01955988.9 is a foreign counterpart of the subject application. A Supplementary Partial European Search Report was issued on April 14, 2005 in connection with European Patent Application No. 01955988.9. A copy of the Search Report is attached hereto as **Exhibit 2**. Above listed references 1, 2 and 4 were cited in the Search Report. A copy of references 2 and 4 are attached hereto as **Exhibits 1** and **3**, respectively.

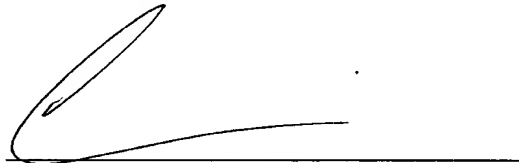
In compliance with 37 C.F.R. §1.97(e)(1), each item of information contained in this second supplemental Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this second supplemental Information Disclosure Statement.

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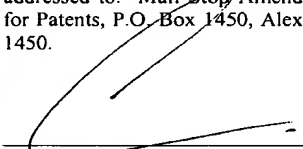
If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invite the Examiner to telephone them at the number provided below.

Pursuant to 37 C.F.R. §1.97(c)(1), no fee is deemed necessary in connection with the filing of this second supplemental Information Disclosure Statement. However, if any fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendent, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
 Alan J. Morrison Reg. No. 37,399	<u>7/13/01</u> Date

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Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T ⁶
	2	EP 0693552 A2	01-24-1996	Johnson & Johnson Clinical Diagnostics, Inc.	

DATE CONSIDERED

Applicants: Hilton A. Salhanick et al.
U.S. Serial No.: 09/915,931
Filed: July 26, 2001
Exhibit A

[illegible]**DATE CONSIDERED**

***EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²Applicant is to place a checkmark here if English language Translation is attached.